IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

THURSDAY, THE TWELFTH DAY OF AUGUST
TWO THOUSAND AND FOUR

PRESENT

THE HONOURABLE SRI JUSTICE V.V.S.RAO

WRIT PETITION NO.14217 of 2004

Between:

1 Sri K.Harishankar, S/o.K.Sayanna,
R/o.H.No.9-2-121, Langarhouse, Post Golkonda, Hyderabad.
2 Smt.K.Shakuntala, W/o.K.Harishankar,
R/o.H.No.9-2-121, Langarhouse, Post Golkonda, Hyderabad.

...PETITIONERS

AND

1. The Assistant Director, Survey and land records, office of the District Collector, Ranga Reddy District Hyderabad.

2. The M.R.O., Rajendranagar Mandal, Ranga Reddy District.

...RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a writ, order or direction one in the nature of writ of Mandamus declaring the action of the respondents in not conducting the survey and demarcating the lands of the petitioners admeasuring Ac.13.23 Guntas in Sy. No.13/A of Bandlaguda Village, Rajendra Nagar Mandal, Ranga Reddy Dist. as arbitrary, illegal, unconstitutional and violative of the petitioner's fundamental rights guaranteed under Articles 14 and 19(1) (g) of the Constitution and direct the respondents to conduct the survey of the land and demarcate the boundaries within a specified period in the interest of justice.

Counsel for the Petitioners: M/S.MOHAN VINOD & ASSOCIATES

Counsel for the Respondents: GP FOR REVENUE

The Court at the admission stage made the following:

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ORDER:

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The petitioners claim to be the owners and possessors of land admeasuring Acs.13.20 gts in Survey No.13/A of Bandlaguda village, Rajendranagar Mandal in Ranga Reddy District. They claim to have purchased the same under registered sale deed dated 02.01.2004. When the neighbours of the petitioners raised a boundary dispute and tried to encroach the land, the petitioners made a representation to the second respondent seeking survey of the land and boundaries, in vain. Therefore, they filed the present Writ Petition.

The petitioners purchased the property only on 02.01.2004 and gave representation to the second respondent on 06.07.2004. The petitioners may approach the Mandal Revenue Officer, as the MRO cannot be expected to immediately attend to the need of the petitioner to survey. In a case of this nature, this Court cannot exercise extraordinary powers and issue Mandamus, directing the MRO to survey the land.

The Writ Petition, with the above observations, is dismissed.

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(V.V.S.RAO, J)

12th August 2004

RRB

ASSISTANT REGISTRAR

//True Copy//

SECTION OFFICER

Copy To:

1. The Assistant Director, Survey and land records, office of the District Collector, Ranga Reddy District Hyderabad.
2. The M.R.O., Rajendranagar Mandal, Ranga Reddy District.
3. Two CCs to G.P. for Revenue, High Court Buildings, Hyderabad (OUT).
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